IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY SIXTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 21022 of 2004

Between:

1. Baada Punnamma, W/o. Koti Reddy,
   R/o. Bobbillapadu Village, Chandarlapadu Mandal, Krishna District.
2. Guruka Rama Koti Reddy, S/o. Narapa Reddy,
   R/o. Bobbillapadu Village, Chandarlapadu Mandal, Krishna District.

..... PETITIONERS

AND

1. The Sub-Inspector of Police, Chandarlapadu Village & Mandal, Krishna

District.
2. The Deputy Superintendent of Police, Nandigama, Krishna District.
3. The Superintendent of Police, Machilipatnam, Krishna District.
4. Baada Pothu Reddy, S/o. Koti Reddy,
   R/o. Bobbillapadu Village, Chandrlapadu Mandal, Krishna District.
5. Baada Hanima Reddy, S/o. Koti Reddy,
   R/o. Bobbillapadu Village, Chandrlapadu Mandal, Krishna District.
6. Baada Nagi Reddy, S/o. Koti Reddy,
   R/o. Bobbillapadu Village, Chandrlapadu Mandal, Krishna District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ or order or direction more in the nature of Writ of Mandamus declaring the action of the Respondent No.1 in interfering in the civil dispute pending between the petitioners and Respondent Nos.4 to 6 as arbitrary, illegal and violative of Article 21 of the Constitution of India and consequently direct the respondents not to interfere in the civil disputes pending between the petitioners and the respondents Nos. 4 to 6 in respect of agriculture land extent Ac.1.65 cents situated in R.S.No.26/8A, Bobbillapadu Village, Chandarlapadu Mandal, Krishna District in the enquiry in the interest of justice.

Counsel for the Petitioners: MR.P.NAGENDRA REDDY, Advocate (not present)

Counsel for the Respondent Nos.1 to 3: GP FOR HOME

Counsel for the Respondent Nos.4 to 6: None appearned.

The Court at the stage of admission made the following :

ORDER:

None appears for the petitioners. Heard the learned Government Pleader for Home appearing on behalf of respondent Nos.1 to 3.

This writ petition is filed seeking to declare the action of respondent No.1 in interfering in the civil disputes pending between the petitioners and respondent Nos.4 to 6, as arbitrary and illegal, and consequently to direct respondent Nos.1 to 3 not to interfere in the civil disputes pending between the petitioners and respondent Nos.4 to 6 in respect of Ac.1-65 cents of agricultural land situated in R.S.No.26/8A, Bobbilapadu village, Chandarlapadu Mandal, Krishna District.

Respondent No.1 filed counter-affidavit denying the allegations made in the affidavit filed in support of the writ petition. The allegations that respondent No.1 summoned the petitioners to the police station and directed them not to cultivate the land in question and further directed them not to enter into the said land and that respondent No.1 is illegally interfering in the civil disputes and every day summoning the petitioners to police station and detaining them from morning to night, are all incorrect, baseless and hence denied. It is stated that on the complaint lodged by respondent No.4 on 10-11-2004 alleging that petitioner No.2 herein and others trespassed into the land in question, respondent No.1 registered a case in Cr.No.110/2004 under Sections 447, 427, 509 read with Section 34 IPC on 11-11-2004 and took up investigation. It is stated that at no point of time respondent No.1 called the petitioners to the police station and never interfered with the land in question. It is stated that on mere apprehension, the petitioners filed this writ petition.

In view of the above averments in the counter-affidavit filed by respondent No.1, no further orders are required to be passed in this writ petition. Accordingly, the writ petition is closed. No costs.

_____

N.V. RAMANA, J

Date: 26-4-2005

Svv

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Sub-Inspector of Police, Chandarlapadu Village & Mandal, Krishna

District.
2. The Deputy Superintendent of Police, Nandigama, Krishna District.
3. The Superintendent of Police, Machilipatnam, Krishna District.
4. Two C.Cs. to the Government Pleader for Home, High Court Buildings,

Hyderabad. (O.U.T.)

5. Two CD copies

*Form-NIC-OGS/WP{**SPJS**}*